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APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/039,183

01/03/2002

Harold Kleanthous

06132/037002

Susan M. Michaud, Ph.D. Clark & Elbing LLP 176 Federal Street Boston, MA 02110



CONFIRMATION NO. 8491
FORMALITIES LETTER

OC000000007703031

09/25/2002 SSESHE1 00000118 10039183

01 FC:101. 02 FC:105 740.00 0P

Date Mailed: 03/22/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
 Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 870.
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase Patentin Software, call (703) 306-2600
- For Patentin Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE





PATENT ATTORNEY DOCKET NO. 06132/037002

Certificate of Mailing: Date of Deposit: September 19, 2002

I hereby certify under 37 C.F.R. § 1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Susan M. Cannon

Printed name of person mailing correspondence

Signature of person mailing correspondence

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Harold Kleanthous et al.

Art Unit:

1645

Serial No.:

10/039,183

Examiner:

Not Yet Assigned

Filed:

January 3, 2002

Customer No.:

21559

Title:

Helicobacter GHPO 1360 and GHPO 750 Polypeptides and

Corresponding Polynucleotide Molecules

Assistant Commissioner for Patents Washington, D.C. 20231

REPLY TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In reply to the Notice to File Missing Parts of Application that was mailed in connection with the above-captioned application on March 22, 2002, a copy of which is enclosed, applicant, as a large entity, submits herewith the following:

Total payment of \$740.00 for the basic filing fee set forth under 37 C.F.R. § 1.16(a).

Payment of the surcharge of \$130.00 for late filing of the basic filing fee.

A Sequence Statement.

A Sequence Listing and diskette.

If there are any additional charges or any credits, please apply them to

Deposit Account No. 03-2095.

Respectfully submitted,

Date: September 11, 2002

Susan M. Michaud, Ph.D.

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06132.037002 Reply to Notice to File Missing Parts of Utility Application